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7/2/07

In re Application of:
AYALA, STEPHANE
Serial No. 09/545,288
Filed: APRIL 7, 2000
Docket: 032326-057
Title:
METHOD FOR MAKING SMART CARDS CAPABLE OF OPERATING WITH AND WITHOUT CONTACT

DECISION ON PETITION
UNDER 37 CFR § 1.144

This is a decision on the petition filed January 16, 2007 under 37 CFR 1.181 requesting withdrawal of the requirement restricting claims 45 and 46 from the Office Action dated April 27, 2006.

The petition is **Granted.**

In finding petitioner's points of argument persuasive, the requested relief is granted. The restriction requirement as applied to claims 45 and 46 is withdrawn. Claims 45 and 46 will be rejoined with the elected invention. The examiner has been instructed to issue an Office action not inconsistent with this decision.

Any inquiry regarding this decision should be directed to Henry C. Yuen, Special Programs Examiner, at (571) 272-4856 or Marc Jimenez, Training Quality Assurance Specialist, at (571)-272-4530.

PETITION GRANTED.

Karen M. Young

for Frederick R. Schmidt, Director
Technology Center 3700